

FILED  
UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

2004 JAN 30 P 12:01

DISTRICT COURT  
DISTRICT OF MASS.

CIVIL ACTION  
NO. 2003-CV-12426 RCL

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CAREFREE PARK CORPORATION, )  
Plaintiff, )  
v. )  
ADIB NABHAN, )  
Defendant. )

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JOINT STATEMENT PURSUANT TO LOCAL RULE 16.1(D)

Pursuant to Local Rule 16.1(D), the parties, by their undersigned counsel, hereby set forth their Joint Statement, including a proposed schedule for the conduct of discovery and the filing of motions.

**I. Discovery and Proposed Schedule**

The parties have agreed to the following proposed motion and discovery schedule:

1. All mandatory automatic disclosures completed by February 19, 2004.  
Upon service of mandatory automatic disclosures, a party may pursue other discovery.
2. All written discovery propounded by and all depositions timely noticed by July 3, 2004.
3. Parties agree to abide by the discovery limitations applicable to written discovery and depositions as stated in the Federal Rules of Civil Procedure.
4. Expert disclosures will occur as follows:

Plaintiff discloses type(s) of expert(s) by September 30, 2004

Plaintiff fully discloses expert(s) and opinion(s) by October 31, 2004;

Defendant fully discloses expert(s) and opinion(s) by November 30, 2004;

5. All dispositive motions filed by January 31, 2005.

## **II. Certifications**

The parties have filed certifications required by Local Rule 16.1(D)(3) with this joint statement.

## **III. Trial by Magistrate Judge**

At this time, the parties have not agreed to a trial by magistrate. The parties wish to reserve the right to consider this option in the future.

## **IV. Alternative Dispute Resolution**

At this time, the parties have not agreed to any specific alternative dispute resolution process. The parties agree that it may be productive to consider mediation.

## **V. Settlement Proposal**

The plaintiff has provided the defendant with a settlement proposal.

The Plaintiff,  
CAREFREE PARK CORPORATION  
By its attorneys,

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The Defendant,  
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